



PATENT  
GE131915

AFA  
Jew

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: )  
E.M. Even et al )  
 ) Art Unit: 1725  
 )  
Application No.: 10/651, 678 )  
Confirmation No: 9311 ) Examiner: Heinrich, S.  
 )  
Filed: 08/29/2003 )

Title: LASER SHOCK PEENING TARGET

**BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES  
TRANSMITTAL OF APPEAL BRIEF**

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

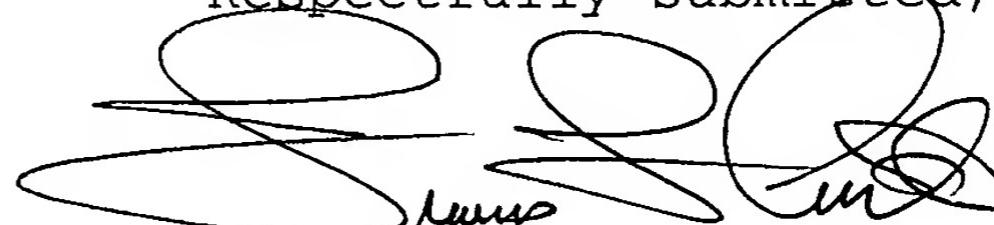
Sir:

In accordance with 37 CFR 41.31, applicants hereby appeal to the Board of Patent Appeals and Interferences from the final decision of the examiner dated 03/03/2006, finally rejecting claims 1-21.

In accordance with 37 CFR 41.37, applicants herewith enclose a Notice of Appeal (PTO/SB/31); and an Appeal Brief.

Please charge the \$500.00 fee for the Notice of Appeal under 37 CFR 41.20(b)(1) and the \$500.00 fee for filing a Brief in support of Appeal, in accordance with 37 CFR 41.20(b)(2), to Deposit Account No. 07-0865 of General Electric Company in accordance with the attached Fee Transmittal.

Respectfully submitted,



Francis L. Conte, Attorney  
Registration No. 29,630  
Tel: 781-592-9077  
Fax: 781-592-4618

Date: 26 Apr 2006

6 Puritan Avenue  
Swampscott, MA 01907

Attachments: PTO/SB/31 Notice of Appeal  
Appeal Brief  
One-page Fee Transmittal for FY 2005

**CERTIFICATE OF MAILING (37 CFR 1.8a)**

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

FRANCIS L. CONTE *[Signature]*  
(Name of person mailing paper) (Signature of person mailing paper)

26 April 2006  
(Date)



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2005

 Applicant claims small entity status. See 37 CFR 1.27TOTAL AMOUNT OF PAYMENT (\$)  
**1,000**

## Complete If Known

|                      |                 |
|----------------------|-----------------|
| Application Number   | 10/651,678      |
| Filing Date          | 08/29/2003      |
| First Named Inventor | E.M. Even et al |
| Examiner Name        | Heinrich, S.    |
| Art Unit             | 1725            |
| Attorney Docket No.  | GE131915        |

## METHOD OF PAYMENT (check all that apply)

Check  Credit Card  Money Order  None  Other (please identify): \_\_\_\_\_

Deposit Account Deposit Account Number: **07-0865** Deposit Account Name: **General Electric Company**

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

- Charge fee(s) indicated below  Charge fee(s) indicated below, except for the filing fee
- Charge any additional fee(s) or underpayments of fee(s)  Credit any overpayments
- under 37 CFR 1.16 and 1.17

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

## FEE CALCULATION

## 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

| Application Type | FILING FEES |              | SEARCH FEES |              | EXAMINATION FEES |              | Fees Paid (\$) |
|------------------|-------------|--------------|-------------|--------------|------------------|--------------|----------------|
|                  | Fee (\$)    | Small Entity | Fee (\$)    | Small Entity | Fee (\$)         | Small Entity |                |
| Utility          | 300         | 150          | 500         | 250          | 200              | 100          |                |
| Design           | 200         | 100          | 100         | 50           | 130              | 65           |                |
| Plant            | 200         | 100          | 300         | 150          | 160              | 80           |                |
| Reissue          | 300         | 150          | 500         | 250          | 600              | 300          |                |
| Provisional      | 200         | 100          | 0           | 0            | 0                | 0            |                |

## 2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

| Total Claims | Extra Claims | Fee (\$) | Fee Paid (\$) | Small Entity | Fee (\$) | Fee (\$) |
|--------------|--------------|----------|---------------|--------------|----------|----------|
| - 20 or HP = | x 50         | = 0      |               | 50           | 25       |          |

HP = highest number of total claims paid for, if greater than 20.

| Indep. Claims | Extra Claims | Fee (\$) | Fee Paid (\$) | Multiple Dependent Claims | Fee (\$) | Fee Paid (\$) |
|---------------|--------------|----------|---------------|---------------------------|----------|---------------|
| - 3 or HP =   | x 200        | = 0      |               | 360                       | 180      |               |

HP = highest number of independent claims paid for, if greater than 3.

## 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
|--------------|--------------|--|----------|---------------|
| - 100 =      | / 50 =       | (round up to a whole number) x                   |          |               |

## 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): **Appeal Notice & Brief****Fees Paid (\$)****1,000**

## SUBMITTED BY

|                   |                     |   |                        |
|-------------------|---------------------|---|------------------------|
| Signature         |                     | Registration No.<br>(Attorney/Agent) 33,582 | Telephone 513-243-5955 |
| Name (Print/Type) | William Scott Andes | Date  | 26 April 2006          |

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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